

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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**U.S. BANK TRUST, N.A., AS
TRUSTEEFOR LSF9 MASTER
PARTICIPATIONTRUST,**

Case No. 2:17-cv-01109-RFB-CWH
ORDER

Plaintiff,

v.

LN MANAGEMENT, LLC SERIES
4004CAPE SAND; LAS
HADASHOMEOWNERS' ASSOCIATION,

Defendants.

Defendants.

On April 21, 2017, this Court certified a question of law regarding NRS 116's notice requirement to the Nevada Supreme Court in Bank of N.Y. Mellon v. Star Hill Homeowners Ass'n, Case No. 2:16-cv-02561-RFB-PAL, ECF No. 41. The Court finds that the outcome of that decision will impact the pending motions in this case. For reasons of judicial economy and to avoid inconsistent decisions or partial decisions on some but not all issues, the Court will not consider any further motions until the parties have had the opportunity to receive and address the Nevada Supreme Court's opinion on this issue.

IT IS THEREFORE ORDERED that this case is hereby STAYED.

IT IS FURTHER ORDERED that Defendant LN Management, LLC Series 4004 Cape Sand's Motion to Dismiss *Plaintiff's Fourth, Fifth and Sixth Causes of Action* is DENIED without prejudice. ECF No. [15].

The moving party shall have 21 days from the date of the Nevada Supreme Court's decision on the certified question to file a modified Motion to Dismiss or to file a notice renewing the

1 previously filed motion. The opposing party shall have 21 days to respond. The moving party shall
2 have 14 days to reply.

3 **IT IS FURTHER ORDERED** that all other pending motions are DENIED without
4 prejudice.

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6 **DATED** this 22nd day of March, 2018.

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RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE